

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

ROBERT CHAVEZ,

Petitioner,

v.

No. 20-cv-0025 JB-JHR

STATE OF NEW MEXICO,

Respondent.

**ORDER TO CURE DEFICIENCIES**

This matter is before the Court on Robert Chavez's *pro se* Motion to Toll Time Limit on Federal Habeas Corpus Petition (Doc. 1) (Motion). Chavez is a state prisoner. He initially filed the Motion while he exhausts state remedies. The state docket reflects there are currently no ongoing state habeas proceedings. *See* Docket Sheet in Case No. D-1215-CR-2012-323. The Court will therefore direct Chavez to file his claims on the official § 2254 form within thirty (30) days of entry of this Order. By the same deadline, Chavez must also prepay the \$5 habeas filing fee or, alternatively, file a motion to proceed *in forma pauperis*. Any *in forma pauperis* motion must attach an inmate account statement reflecting transactions for a six-month period. All filings should include civil action number (20-cv-0025 JB-JHR). The failure to timely comply with both directives in this Order will result in dismissal of this action without prejudice and without further notice.

**IT IS ORDERED** that within thirty (30) days of entry of this Order, Chavez must: (1) file his claims on the official § 2254 form; and (2) prepay the \$5 filing fee or, alternatively, file a motion to proceed *in forma pauperis* along with an inmate account statement reflecting transactions for a six-month period.

**IT IS FURTHER ORDERED** that the Clerk's Office shall **MAIL** Chavez, together with a copy of this Order, a blank § 2554 petition and a blank Application to Proceed in District Court Without Prepaying Fees or Costs.



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UNITED STATES MAGISTRATE JUDGE